

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF NEW YORK

In re:

Case No. 20-30663

The Roman Catholic Diocese of Syracuse,
New York,

Chapter 11

Debtor.

Judge Wendy A. Kinsella

**MONTHLY FEE STATEMENT OF BURNS BAIR LLP FOR COMPENSATION OF
SERVICES RENDERED AND REIMBURSEMENT OF EXPENSES INCURRED AS
SPECIAL INSURANCE COUNSEL FOR THE OFFICIAL COMMITTEE OF
UNSECURED CREDITORS FOR THE PERIOD OF
AUGUST 1, 2023 THROUGH AUGUST 31, 2023**

Pursuant to the Court’s *Order Establishing Procedures for Interim Compensation and Reimbursement of Expenses for Professionals and Members of Official Committees* [ECF No. 117] (the “Interim Compensation Order”), Burns Bair LLP, special insurance counsel for the Official Committee of Unsecured Creditors (the “Committee”), hereby files this monthly fee statement (the “Monthly Fee Statement”) seeking compensation for reasonable and necessary services rendered to the Committee from August 1, 2023 through August 31, 2023 (the “Compensation Period”) in the amount of \$21,463.60 (80% of \$26,829.50).

Burns Bair LLP’s invoice for the Compensation Period, attached hereto as **Exhibit A**, includes detailed time entries that describe the services performed by Burns Bair LLP professionals during the Compensation Period and a list of expenses Burns Bair LLP incurred during the Compensation Period in connection with providing services to the Committee.

[Signature page follows]

Date: September 27, 2023

/s/ Timothy W. Burns

Timothy W. Burns (WI State Bar #1068086)

Jesse J. Bair (WI State Bar #1083779)

10 E. Doty St., Suite 600

Madison, Wisconsin 53703-3392

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*Special Insurance Counsel for the Official
Committee of Unsecured Creditors*

EXHIBIT A

Burns | Bair

10 E. Doty St., Suite 600
Madison, Wisconsin 53703-3392
608-286-2302
www.BurnsBair.com

**Official Committee of Unsecured Creditors of
the Diocese of Syracuse, New York**

Issue Date : 9/26/2023

Bill # : 01224

Matter: Insurance

PROFESSIONAL SERVICES RENDERED

Date	Timekeeper	Narrative	Hours	Amount
8/1/2023	Brian Cawley	Draft 2004 examination request for Arrowood (.5);	0.50	\$210.00
8/2/2023	Brian Cawley	Finilize Rule 2004 examination request (.4);	0.40	\$168.00
8/6/2023	Timothy Burns	Review and revise 2004 discovery re Arrowood (.8);	0.80	\$560.00
8/9/2023	Brian Cawley	Complie, review, and proof all demand letters (.9); add new language to demand letters (1.0); email J. Bair regarding issues with demand letters (.2);	2.10	\$882.00
8/9/2023	Jesse Bair	Review correspondence from LMI re potential counter offer (.1);	0.10	\$62.50
8/9/2023	Jesse Bair	Correspondence with B. Cawley re needed edits to insurance demand letters (.1); answer follow-up questions from B. Cawley re same (.1);	0.20	\$125.00
8/9/2023	Jesse Bair	Participate in call with Stinson team and T. Burns re re insurance strategy and related assignments (.2);	0.20	\$125.00
8/9/2023	Timothy Burns	Participate in call with Stinson team and J. Bair re insurance strategy and related assignments (.2);	0.20	\$140.00
8/14/2023	Jesse Bair	Review and edit draft Arrowood insurance demands (.3);	0.30	\$187.50
8/14/2023	Jesse Bair	Review and edit draft Travelers insurance demands (.5);	0.50	\$312.50
8/14/2023	Jesse Bair	Review and edit draft LMI and Interstate demand letters (.5);	0.50	\$312.50
8/14/2023	Jesse Bair	Review and edit draft Catholic Mutual and TNCRRG demand letters (.2);	0.20	\$125.00
8/14/2023	Jesse Bair	Correspondence with R. Kugler and E. Caldie re draft insurance demands and next-steps re same (.2);	0.20	\$125.00
8/15/2023	Jesse Bair	Review LMI's supplemental coverage position letter to the Diocese and associated "low or no value" claim attachment (.2);	0.20	\$125.00
8/15/2023	Timothy Burns	Review draft insurance demand letters (.2);	0.20	\$140.00

8/16/2023 Brian Cawley	Correspond with T. Burns regarding motion for partial summary judgment (.2); review and revise draft of motion for partial summary judgment on consent to settle issue (.3);	0.50	\$210.00
8/16/2023 Timothy Burns	Review and revise draft motion for partial summary judgment on consent to settle issue (1.1); email to B. Cawley re same (.1);	1.20	\$840.00
8/16/2023 Timothy Burns	Conference with J. Bair re recent LMI letter, motion to intervene, and insurance demands (.3);	0.30	\$210.00
8/16/2023 Jesse Bair	Analysis re insurance demand issues and potential partial motion to lift the stay (.1); correspondence with R. Kugler re same (.1);	0.20	\$125.00
8/16/2023 Jesse Bair	Correspond with the Diocese re call to discuss case insurance issues (.1);	0.10	\$62.50
8/16/2023 Jesse Bair	Participate in conference with T. Burns re recent LMI letter, motion to intervene, and insurance demands (.3);	0.30	\$187.50
8/17/2023 Brian Cawley	Continue reviewing and revising draft motion for partial summary judgment on consent to settle issue (1.4);	1.40	\$588.00
8/17/2023 Timothy Burns	Participate in conference with Stinson team and J. Bair re case developments, insurance strategy, and next-steps re same (.6); participate in call with the Diocese re insurance adversary proceeding issues (.4); review LMI's supplemental coverage position letter (.2); review multiple emails between BB to state court counsel re insurance demands (.2); review correspondence from R. Kugler re Rule 2004 hearing issues (.1); review email from R. Kugler re mediation stay order (.1); review and revise 2004 motion re Arrowood (.8);	2.40	\$1,680.00
8/17/2023 Jesse Bair	Participate in conference with Stinson team and T. Burns re case developments, insurance strategy, and next-steps re same (.6);	0.60	\$375.00
8/17/2023 Jesse Bair	Participate in call with Diocesan counsel re case insurance issues (.4);	0.40	\$250.00
8/17/2023 Jesse Bair	Review the Diocese's response to LMI supplemental coverage letter (.1);	0.10	\$62.50
8/17/2023 Jesse Bair	Draft correspondence to various state court counsel re draft insurance demands (.6);	0.60	\$375.00
8/17/2023 Jesse Bair	Correspondence with L. Kugler re proposed Rule 2004 exam on Arrowood and proposed hearing date re same (.1);	0.10	\$62.50
8/18/2023 Jesse Bair	Correspondence with R. Kugler re outcome of insurance meeting with Diocesan counsel (.1);	0.10	\$62.50
8/18/2023 Jesse Bair	Prepare for call with R. Kugler re draft insurance demands and Arrowood 2004 issues (.1); participate in call with R. Kugler re same (.3);	0.40	\$250.00
8/18/2023 Jesse Bair	Participate in call with state court counsel re insurance demand issues (.2); follow-up correspondence with state court counsel re same (.2);	0.40	\$250.00
8/18/2023 Jesse Bair	Review correspondence from the mediator re potential mediation with LMI (.1); conference with T. Burns re same (.1);	0.20	\$125.00

8/18/2023 Jesse Bair	Review and edit Rule 2004 motion and related discovery topics to Arrowood (1.1);	1.10	\$687.50
8/18/2023 Timothy Burns	Review correspondence from the mediator re proposed LMI mediation session (.2); consider strategy re same (.1); call with R. Kugler re same (.2); participate in call with the mediator re same (.2); met with J. Bair re same (.1);	0.80	\$560.00
8/21/2023 Brian Cawley	Draft Burns declaration to accompany Arrowood 2004 motion (.6); edit and revise Arrowood 2004 motion (.3); correspond with J. Bair regarding 2004 motion edits (.2);	1.10	\$462.00
8/21/2023 Brian Cawley	Continue drafting motion for partial summary judgment on consent to settle issue (1.2);	1.20	\$504.00
8/21/2023 Jesse Bair	Review LMI correspondence to the mediator re settlement proposal and supplemental list of purported "low or no value claims" (.2);	0.20	\$125.00
8/21/2023 Jesse Bair	Review R. Kugler's suggested edits to the Rule 2004 Arrowood discovery requests (.1);	0.10	\$62.50
8/21/2023 Jesse Bair	Provide instructions to B. Cawley re preparing Burns declaration and exhibits to Rule 2004 Arrowood motion (.1);	0.10	\$62.50
8/21/2023 Jesse Bair	Review and edit draft Burns Rule 2004 declaration and exhibits (.2);	0.20	\$125.00
8/22/2023 Jesse Bair	Review and edit draft motion to lift stay to send insurance demand letters (1.0); correspondence with Stinson team re suggested edits to same (.1);	1.10	\$687.50
8/22/2023 Jesse Bair	Participate in call with T. Burns re motion for relief from stay edits (.1);	0.10	\$62.50
8/22/2023 Jesse Bair	Correspondence with R. Kugler re case insurance initiatives (.1);	0.10	\$62.50
8/22/2023 Timothy Burns	Call with J. Bair re motion for relief from stay (.1); brief review of draft motion for relief from stay to file demands (.2);	0.30	\$210.00
8/23/2023 Brian Cawley	Continue drafting motion for partial summary judgment on consent to settle issue (2.2);	2.20	\$924.00
8/23/2023 Timothy Burns	Participate in call with J. Bair re recent mediator correspondence next-steps re case insurance initiatives (.1);	0.10	\$70.00
8/23/2023 Jesse Bair	Review correspondence from the mediator re LMI and Travelers issues (.1); analysis re exposures and other coverage issues re LMI and Travelers in connection with potential response to same (.2); correspondence with R. Kugler re potential response to same (.2);	0.50	\$312.50
8/23/2023 Jesse Bair	Participate in call with T. Burns re recent mediator correspondence next-steps re case insurance initiatives (.1);	0.10	\$62.50
8/23/2023 Jesse Bair	Review and respond to correspondence with Diocesan counsel re case insurance issues (.2); correspondence with R. Kugler re Diocese's position re same (.1);	0.30	\$187.50

8/23/2023 Jesse Bair	Prepare for call with state court counsel re insurance demand issues (.1); participate in call with state court counsel re same (.7); correspondence with N. Kuenzi re additional LMI and Interstate demand letters to be prepared (.1);	0.90	\$562.50
8/23/2023 Nathan Kuenzi	Draft additional LMI and Interstate demand letters (1.2);	1.20	\$504.00
8/24/2023 Brian Cawley	Correspond with T. Burns regarding motion for partial summary judgment on consent to settle issue (.2);	0.20	\$84.00
8/24/2023 Jesse Bair	Prepare for weekly insurance strategy call with Stinson team (.1); participate in weekly strategy and case management call with Stinson team re case insurance issues (.3);	0.40	\$250.00
8/24/2023 Timothy Burns	Prepare for weekly insurance strategy call with Stinson team (.1); participate in weekly strategy and case management call with Stinson team re case insurance issues (.3);	0.40	\$280.00
8/24/2023 Brian Cawley	Research case law discussing lack of consent to settle in policy in connection with partial summary judgment motion (1.2); continue drafting motion for partial summary judgment on consent to settle issue (1.2);	2.40	\$1,008.00
8/25/2023 Jesse Bair	Additional analysis re potential response to recent LMI mediation communication (.1);	0.10	\$62.50
8/25/2023 Timothy Burns	Reviewed and responded to communication from R. Kugler re LMI email (.1);	0.10	\$70.00
8/26/2023 Timothy Burns	Email to B. Cawley re briefing assignment re motion for partial summary judgment (.1);	0.10	\$70.00
8/28/2023 Timothy Burns	Participate in call with Stinson team re preparations and strategy for insurance call with the Diocese (.3); participate in call with the Diocese re case insurance issues (1.0); participate in post-call with R. Kugler re same (.3);	1.60	\$1,120.00
8/28/2023 Brian Cawley	Continue drafting motion for partial summary judgment on consent to settle issue (1.3);	1.30	\$546.00
8/28/2023 Jesse Bair	Participate in call with T. Burns re outcome of Diocese insurance meeting (.1);	0.10	\$62.50
8/29/2023 Brian Cawley	Continue drafting motion for partial summary judgment on consent to settle issue (3.2); correspondence with T. Burns re same (.1); proof and finalize motion for partner review (1.2);	4.50	\$1,890.00
8/29/2023 Timothy Burns	Participate in call with R. Kugler re upcoming Committee meeting and case insurance strategy (.3); participate in additional call with R. Kugler and state court counsel re same (.2); prepare for Committee meeting (.3); participate in portion of Committee meeting for insurance purposes (.5); follow up call with R. Kugler re same (.2); correspondence with B. Cawley re draft motion for partial summary judgment (.1);	1.60	\$1,120.00

8/30/2023 Brian Cawley	Participate in conferences with T. Burns re motion for partial summary judgment edits (.4); implement partner feedback in to motion (1.2); correspondence with Stinson re draft of motion for partial summary judgment (.2); implement Stinson suggested edits into motion (.3);	2.10	\$882.00
8/30/2023 Timothy Burns	Participate in conferences with B. Cawley re motion for partial summary judgment suggested edits (.4); reviewed and revised same (2.1); participate in calls with R. Kugler re same (.2); review of additional changes to same (.8); participate in additional calls with R. Kugler re motion (.4); participate in calls with state court counsel re same (.3); exchange correspondence with state court counsel re same (.1);	4.30	\$3,010.00
8/30/2023 Jesse Bair	Review correspondence from L. Kugler re outcome of recent status conference hearing (.1);	0.10	\$62.50
8/30/2023 Jesse Bair	Review correspondence from the mediator re October insurance mediation session (.1);	0.10	\$62.50
8/31/2023 Timothy Burns	Participate in conference with Stinson team re case developments, insurance strategy, and next-steps re same (.4); additional analysis of case insurance strategy and next-steps (.6);	1.00	\$700.00

Total Hours and Fees	48.00	\$26,829.50
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Timekeeper Summary

Name	Hours	Rate	Amount
Brian Cawley	19.90	\$420.00	\$8,358.00
Jesse Bair	11.50	\$625.00	\$7,187.50
Nathan Kuenzi	1.20	\$420.00	\$504.00
Timothy Burns	15.40	\$700.00	\$10,780.00

Total Due This Invoice: \$26,829.50

CERTIFICATE OF SERVICE

I, Jess Rehbein, hereby certify that on September 27, 2023, I caused a true and correct copy of the foregoing to be filed with the Clerk of Court using CM/ECF and that service was emailed to the following parties:

- a. The Roman Catholic Diocese of Syracuse, New York, 240 East Onondaga Street, Syracuse, New York 13202
- b. Bond, Schoenbeck & King, PLLC, One Lincoln Center, Syracuse, New York 13202, Attn: Stephen A. Donato
- c. Office of the United States Trustee, 10 Broad Street, Room 105, Utica, New York 13501, Attn: Erin P. Champion

Date: September 27, 2023

/s/ Jess Rehbein